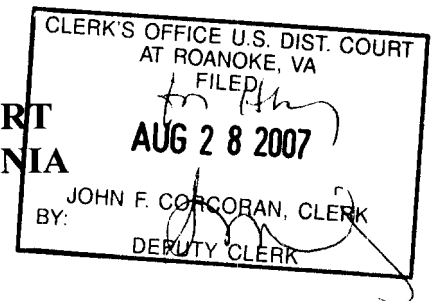


IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
HARRISONBURG DIVISION



UNITED STATES OF AMERICA

v.

HERIBERTO TOLENTINO GABRIEL,  
Defendant.

Case No. 5-07-cr-00017-01

**ORDER**

By: Glen E. Conrad  
United States District Judge

It appearing that the magistrate judge has submitted a report and recommendation that the defendant's guilty plea be accepted; and it further appearing that no objections have been filed to said report and recommendation; and it appearing proper, it is **ORDERED** that said report and the findings and recommendation contained therein are hereby accepted in whole and the defendant will be adjudged guilty of each offense to which the defendant entered a guilty plea. Acceptance of the plea agreement is deferred, pending completion of a presentence report.

The Clerk is directed to send certified copies of this Order to all parties.

ENTER: August 27, 2007

A handwritten signature in cursive script, appearing to read "Glen E. Conrad".

United States District Judge